

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

February 7, 2006

DIVISION TWO

B180220 SJP Limited Partnership et al. (Certified for Publication)
 v.
 City of Los Angeles et al.

The judgment dismissing the complaint as to SJP is reversed. The matter is remanded to the trial court with directions to vacate its order denying the motion for relief as to SJP only and to grant the motion in favor of SJP and reinstate the complaint as to SJP. The judgment of dismissal as to Justice is affirmed. The parties to bear their own costs on appeal.

Doi Todd, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

DIVISION THREE

B182443 William E. Bolden (Not for Publication)
 v.
 Magana, Cathcart & McCarthy et al.

The judgment is affirmed. Bolden shall bear his own costs on appeal.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (Continued)

B175736 People (Not for Publication)
v.
Wheeler

The judgment is reversed and the matter is remanded with the following directions. Following remand, and consistent with the views expressed in this opinion, the trial court must conduct an in camera inspection for the requested information from the personnel records of Los Angeles Police Officers Garrett Fitzgerald, Michael Fletcher, Robert Beckers, and Norm Mikkelson, and Los Angeles Police Detective Robert D'Orazio, for relevance. If the trial court's inspection on remand reveals no relevant information, the trial court must reinstate the judgment of conviction, which shall then stand affirmed. If the inspection reveals relevant information, the trial court must order disclosure, allow appellant an opportunity to demonstrate prejudice, and order a new trial if there is a reasonable probability the outcome would have been different had the information

Kitching, J.

We concur: Klein, P.J.
Aldrich, J.

DIVISION FOUR

B181417 Los Angeles County, D.C.S. (Not for Publication)
v.
Richard L.

The challenged orders are affirmed.

Curry, J.

We concur: Hastings, Acting P.J.
 Willhite, J.

February 7, 2006 (Continued)

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

Each of the following:

B183797	People v. Rodriguez
B184099	People v. Guerrero
B180865	People v. Cacho
B182338	People v. Chambers
B185228	DCFS v. Roberta A.

Argument waived, cause submitted.

B183652	Fares Elghazi
	v.
	Pomona Valley Hospital Medical Center

Merits:

Argued by Eric Francisconi for appellant and by Jamie Broder for respondent. Cause submitted.

Court recessed at 9:35 a.m.

Court reconvened at 11 a.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

B179712	People v. Buono
B180501	People v Smith
B182291	People v. Downing

Argument waived, cause submitted.

DIVISION FIVE (Continued)

B178736 James Stein
 v.
 The Walt Disney Company et al

Merits:
Argued by Cheryl Orr for appellants and by Shahram Shayesteh for respondents. Cause submitted.

Court recessed at 11:20 a.m.

Court reconvened at 1:00 p.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

B185728 DCFS v. Nicky H.
B179411 People v. Shabtay

Argument waived, cause submitted.

B178183 People
 v.
 Emma Harter

Merits:
Argued by Aron Laub for appellant and by Sharlene Honnaka, Deputy Attorney General, for respondent. Cause submitted.

B181480 Fred Kumetz
 v.
 Stephen Glick

Merits:
Argued by Rafael Chodos for appellants and by Stephen Glick, respondent in propria persona. Cause submitted.

DIVISION FIVE (Continued)

B180461 Arthur Newmyer
 v.
 Parklands Ranch

Merits:

Argued by Lewis Landau for appellant and by Douglas Dennington for respondent. Cause submitted.

Court adjourned at 1:50 p.m.

B184680 Ferial Shamsian (Certified for Publication)
 v.
 Department of Conservation et al

The judgment is affirmed. Respondent(s) to recover costs.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

B178632 Glen Doernberg et al (Not for Publication)
 v.
 Alfred Spivak

The judgment is affirmed. Respondent(s) to recover costs.

Turner, P.J.

We concur: Armstrong, J.
 Mosk, J.

DIVISION SIX

B183212 People (Not for Publication)
v.
Storms

The judgment (order of commitment) is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

B182168 People (Not for Publication)
v.
Omar M.

The matter is remanded to the juvenile court with directions to exercise its discretion in setting appellant's maximum term of confinement pursuant to Welfare and Institutions Code section 731, subdivision (b). The juvenile court's orders are otherwise affirmed.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

B178857 People (Not for Publication)
v.
Galicia

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

February 7, 2006 (Continued)

DIVISION SIX (Continued)

B182298 Rigney (Not for Publication)
v.
Branch

The judgment (attorney fee award) is affirmed. Costs are awarded to respondents.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

[illegible]

The summary judgment is affirmed. Costs are awarded to respondents.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

DIVISION SEVEN

B183243 In re Ellis W., a Minor (Not for Publication)
 Los Angeles County, D.C.S.
 v.
 Mary V.

The order of the superior court is affirmed.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

DIVISION SEVEN (Continued)

[illegible]

The judgment of the superior court is affirmed. The abstract of judgment is to be modified to strike out the language “The court makes a finding the defendant is not entitled to custody credits,” and insert the language “Defendant is entitled to custody credits for 1,244 days of time served.” It is also modified in conformity with the verdict to show defendant’s conviction for “attempted voluntary manslaughter, Penal Code §§ 192, 664.”

Zelon, J.

We concur: Johnson, Acting P.J.
Woods, J.

B181921 Jenneman (Not for Publication)
v.
Ceja

The judgment is affirmed as to the malicious prosecution cause of action. We remand for the court to determine the merits of the remaining causes of action. Respondents are to recover costs on appeal.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

B180284 Los Angeles County, D.C.S.
v.
Bertha M.
In re Latasha H., a Minor

Filed order modifying opinion. (No change in the judgment)

February 7, 2006 (Continued)

DIVISION SEVEN (Continued)

B181028 People
 v.
 Ranger Insurance Company

Filed order denying petition for rehearing.